HOME CONTACT



SEX OFFENDER MANAGEMENT

ADULTS

JUVENILES

: GOVERNING STATUTES

S RESOURCES

:

DOCUMENTS

DATMING.

The Office of Domestic Violence and Sex Offender Management (ODVSOM) is part of the Division of Criminal Justice, under the command of the Colorado Department of Public Safety and administers the Domestic Violence and Sex Offender Management Boards and their respective legislatively mandated work.

For domestic violence offender information, please see the <u>Domestic Violence Offender Management</u> section of this site.

In 1992, the Colorado General Assembly passed legislation that created a Sex Offender Management Board (SOMB) in the Division of Criminal Justice. The SOMB was charged to develop standards and guidelines for the evaluation, treatment, and behavioral monitoring of sex offenders. Currently, the SOMB consists of personnel representing the following domains: the Department of Corrections, the Judicial Department, law enforcement, the Public Defender's Office, clinical polygraph examiners, the Department of Public Safety, district attorneys, Department of Human Services, licensed mental health professionals with expertise in treating sex offenders, the victim services community, and Community Corrections.

The combined efforts of the Sex Offender Management Board members are focused toward developing a basis for systematic management and treatment of adult and juvenile sex offenders. The Standards and Guidelines for the Assessment, Evaluation, Treatment, and Behavioral Monitoring of Adult Sex Offenders were created in 1996. The primary goal of these standards is to improve community safety and protect citizens. The standards were revised in 1998 and 1999. The standards are based on the best practices known today for managing and treating sex offenders.

In June of 1999 the standards were revised to include Lifetime Supervision Criteria and Standards for Community Entities That Provide Supervision and Treatment for Adult Sex Offenders Who Have Developmental Disabilities.

In 2002, The Standards and Guidelines for the Evaluation, Assessment, Treatment and Supervision of Juveniles Who Have Committed Sexual Offenses were published. The Juvenile Standards are based on a victim centered approach and focus on the rehabilitation of the juveniles.



TABLE OF CONTENTS

Section	Page
INTRODUCTION	1
GUIDING PRINCIPLES	3
THE ROLE OF VICTIMS/SURVIVORS IN SEX OFFENDER TREATMENT	7
DEFINITIONS	9
1.000 - GUIDELINES FOR PRE-SENTENCE IN VESTIGATIONS	15
2.000 - STANDARDS FOR MENTAL HEALTH SEX OFFENSE-SPECIFIC EVALUATION	17
3.000 - STANDARDS OF PRACTICE FOR TREATMENT PROVIDERS	27
3.100 - Sex Offense-specific Treatment	27
3.200 - Confidentiality	31
3.300 - Treatment Provider-client Contract	33
3.400 - Completion of Court-ordered Treatment	35
3.500 - Treatment of Sex Offenders in Prison	37
3.600 - Community Placement and Treatment of Sex Offenders in Denial	39
3.700 - Treatment Providers' Use of the Polygraph and Plethysmograph	41
4.000 - QUALIFICATIONS OF TREATMENT PROVIDERS, EVALUATORS, POLYGRAPH EXAMINERS, PLETHYSMOGRAPH EXAMINERS AND ABEL ASSESSMENT EXAMINERS	43
5.000 - STANDARDS AND GUIDELINES FOR MANAGEMENT OF SEX OFFENDERS ON PROBATION, PAROLE AND COMMUNITY CORRECTION	43
5.100 - Establishment of an Interagency Community Supervision Team	63
5.200 - Responsibilities of the Supervising Officer for Team Management	65
5.300 - Responsibilities of the Treatment Provider within the Team	69
5.400 - Responsibilities of the Polygraph Examiner within the Team	71
5.500 - Conditions of Community Supervision	73
5.600 - Behavioral Monitoring of Sex Offenders in the Community	75

	5.700 - Sex Offenders' Contact with Victims and Potential Victims	77
	5.720 - Exclusionary Criteria	78
	5.730 - Parental Risk Assessment (PRA)	79
	5.740 - Criteria for Contact with Children	85
	(A) Supervised Contact with an offender's own children when the children have not been the victims of the offender's own crime	85
	(B) Supervised Contact with children who are not the offender's own children or the victims of the offender's crime	89
	(C) Supervised contact with the offender's victim(s) as well as the siblings of the victim(s)	91
•	5.750 - Unsupervised Contact with the Offender's Children (under age 18)	93
	5.760 - Involvement of an Approved Supervisor	94
	5.761 Qualifications of Approved Supervisors	94
	5.762 What an Approved Supervisor Must Do	95
	5.763 Written Contract for Approved Supervisors	95
	5.770 - Community Supervision Team's Role in Screening the Offender Communication	96
	5.780 - Family Reunification	96
	5.790 - Circumstances under which Criteria may be Waived	96
	5.711 - Potential Adult Victims	97
6.000 -	- STANDARDS FOR POLYGRAPHY	99
7.000 -	- STANDARDS FOR PLETHYSMOGRAPHY	103
8.000 -	- DENIAL OF PLACEMENT ON PROVIDER LIST	105
9.000 -	- CONTINUITY OF INFORMATION	107
10.00 -	- RECOMMENDATIONS FOR MANAGEMENT AND INFORMATION SHARING ON ALLEGED SEX OFFENDERS PRIOR TO CONVICTION	109

APPENDICES

Appendix			Pa	age
APPENDIX A:	RISK A	SSESSMENT	••••	113
APPENDIX B:	LEVEL	S AND TYPES OF DENIAL	••••	117
APPENDIX C:	GUIDE	LINES FOR USE OF PHYSIOLOGICAL MEASUREMENTS		
	C-1:	ATSA B THE USE OF PHYSIOLOGICAL MEASUREMENTS	••••	119
	C-2:	ATSA B PLETHYSMOGRAPH EXAMINATION		121
	C-3:	ATSA B POLYGRAPH EXAMINATION	••••	127
	C-4:	USE OF POLYGRAPH TESTING FOR SEX OFFENDERS		131
•		Background Information to Examiner (# 1)		131
		Behaviorally Descriptive Questions (# 15)		133
		Conflicting Results (# 29, 30)	34,	135
		Dampening Effect (# 9)		132
		Deceptive & Non-deceptive Responses (# 10, 11, 24-26)	32,	134
		Developmentally Disabled Sex Offenders (# 36)		135
		Disclosures of Offenses by Sex Offenders (# 22)		134
		Elderly Sex Offenders (# 36)		135
		Eyes, Closed or Open (# 4)		
		Fantasy, Questions Regarding (# 13, 14)		
		Foreign Language Translation (# 41)		
		Habituation (# 42)		
		Homicide, Questions Regarding (#12)		
		Inconclusive Responses (# 25, 27, 28)		
		Information to Subject Regarding Polygraph (# 6, 33, 34)	31,	135
		In-House Examiners (# 2)		131
		Initial Polygraph (# 7)		
		Maintenance Examinations (# 8, 9, 20, 23-26)		
		Medications & Medical Conditions (# 37)		
		Mentally III Sex Offenders (# 36)		135
		Mixed Questions (# 23)		
		Mixed Results (# 10, 11)		
		Number of Relevant Test Questions (# 5)		131
		Opinion by Examiner (# 3)		
		Post-Test Admissions by Offenders (# 25, 26)		
		Post-Traumatic Stress Disorder (PTSD) (# 39)		136
		Pregnant Sex Offenders (# 36)		135
		Release of Polygraph Reports (# 43, 44)		137
		Sanctions (# 32)		135
		Sex History Disclosure Polygraph (# 17B22) 1	33,	134
		Single vs. Multiple Issue Examinations (# 9-12)		132
		Support of Polygraph Use (# 45)		

		Team Response to Polygraph Report (# 10, 22, 24-26, 28-35)	130
	C-5:	APA B POST CONVICTION POLYGRAPH STANDARDS FOR SEX OFFENDER TESTING	147
APPENDIX D:	ATSA	B CODE OF ETHICS	149
APPENDIX E:	RESEA CHILI	ARCH SUPPORTING RESTRICTED CONTACT WITH DREN	155
APPENDIX F:	PARE	NTAL RISK ASSESSMENT'S DECISION FLOW CHART	167
APPENDIX G:	ATSA	B SPECIAL POPULATIONS	171
APPENDIX H	SEX C	OFFENDER MANAGEMENT BOARD ADMINISTRATIVE	173

POSSIBLE SOLUTIONS; THINGS TO THINK ABOUT; CONSIDERATIONS FOR FUTURE LEGISTLATION

- 1.Liability issues for therapists keep many from accepting high risk offenders.

 Should sex offender therapists be employed by the DOC to take away that risk, and standardize treatment?
- 2. Paying for treatment and for polygraphs is a problem for most sex offenders. Both are extremely important for the protection of society. How can we help the offenders afford these?

When Alcohol and Drug Abuse Division was part of the Department of Institutions, and for awhile under the Department of Corrections, Treatment Providers in each community were sanctioned by the Department, and grants provided monetary benefits to the sanctioned programs. This enabled offenders to be able to afford treatment.

- 3. Mandatory sex offender training for judges and prosecutors
- 4. Standardized tier assessment instruments
- 5. Consideration of some type of solution such as Delancy Street (see attached printouts)
- 6. Sexual abuse needs to be talked about like drug abuse is (eg Meth aversion bill boards)
- 7.Mandatory longterm TX (Some statistics show the longer in TX the better outcome.)
- 8. Establishment of a Sex Offender Management Board such as Colorado has (see handouts)
- 9. Mandatory sex offender training for law enforcement, judges, prosecutors and public defenders.
- 10.Legislation to forbid reducing or amending sex crimes to non-sex offenses.
- 11. Legislation to forbid Alfred and Nolo Contendere pleas in sex offenses.
- 12. Something in statute to enable a Tier III offender to get his tier designation changed
- 13. Consider more Tier level designations than just the three.
- 14. Consider finding a way to fund polygraphs on offenders

- 15. Creating a law to address pastors and others who fail to disclose sex offenses. (Short of confessional admissions etc. that are in violation of church rules)
- 16.Create a committee to explore the Delancy Street Foundation and the possibility of developing something similar in Montana. (Sharon Ferriter, 458-9816, is willing to use her land for such a purpose).
- 17. Create a Sex Offender Management Board in Montana
- 18. Consider having the Department of Corrections employ the sex offender therapists that treat their offenders, in order to free the therapists from liability, and to ensure uniform treatment of offenders.